

**2009 DRAFTING REQUEST**

**Senate Amendment (SA-SSA2-SB66)**

Received: 11/05/2009

Received By: **rnelson2**

Wanted: **Today**

Identical to LRB:

For: **Scott Fitzgerald (608) 266-5660**

By/Representing: **Tad**

This file may be shown to any legislator: **NO**

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Drunk Driving - other**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Fitzgerald@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

OJA funding of grants for drug courts

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**Instructions:**

See attached a1061

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/1	rnelson2 11/05/2009	jdyer 11/05/2009	rschluet 11/05/2009	_____	lparisi 11/05/2009	lparisi 11/05/2009	

FE Sent For:

<END>

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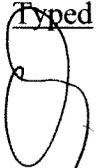
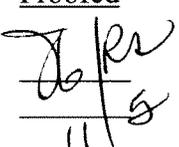
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/?	rnelson2	11/5 jld		 11/5			

FE Sent For:  11/5  
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## DRUG COURTS

In 1989, the Dade County Circuit Court developed an intensive, community-based, treatment, rehabilitation, and supervision program for felony drug defendants to address rapidly increasing recidivism rates. Less than twenty years later, there are more than 2,140 drug courts in operation with another 284 being planned or developed.

Drug court diverts non-violent, substance abusing offenders from prison and jail into treatment. By increasing direct supervision of offenders, coordinating public resources, and expediting case processing, drug court can help break the cycle of criminal behavior, alcohol and drug use, and incarceration. A decade of research indicates that drug court reduces crime by lowering rearrest and conviction rates, improving substance abuse treatment outcomes, and reuniting families, and also produces measurable cost benefits.

Courts are operating or being planned in 50 States, the District of Columbia, Northern Mariana Islands, Puerto Rico, Guam, two Federal Districts, and more than 70 tribal locations.

### Publications

[Painting the Current Picture: A National Report Card on Drug Courts and Other Problem Solving Court Programs in the United States \(PDF\)](#)

This report from the National Drug Court Institute presents data, results, and outcomes compiled from numerous sources providing the current state of drug court research as well as results from the National Survey on Problem Solving Courts.

[Adult Drug Courts: Evidence Indicates Recidivism Reductions and Mixed Results for Other Outcomes \(PDF\)](#)

This analysis of 23 drug court programs by from the United States Government Accountability Office showed that lower percentages of drug court program participants than comparison group members were rearrested or reconvicted, and that participants had fewer recidivism events than comparison group members.

[Local Drug Court Research: Navigating Performance Measures and Process Evaluations \(PDF\)](#)

The purpose of this document from the National Drug Court Institute is to promote quality research for drug courts by providing a uniform and



Wlj

**SENATE AMENDMENT ,  
TO SENATE SUBSTITUTE AMENDMENT 2,  
TO 2009 SENATE BILL 66**

1 At the locations indicated, amend the substitute amendment as follows:

2 √ 1. Page 2, line 9: after "intoxicated," insert "drug courts,".

3 √ 2. Page 6, line 1: before that line insert:

4 "SECTION 1c. 16.964 (12) (am) of the statutes is created to read:

5 16.964 (12) (am) In this subsection "drug court" means a court that diverts  
6 substance abusing persons who are not violent offenders from prison and jail into  
7 treatment by increasing direct supervision of the person, coordinating public  
8 resources, providing intensive community-based treatment, and expediting case  
9 processing.

10 SECTION 1f. 16.964 (12) (b) of the statutes is amended to read.

as affected by 2009 Wisconsin Act 28,

11 16.964 (12) (b) The office shall make grants to counties to enable them to  
12 establish and operate programs, including suspended and deferred prosecution

1 programs and programs based on principles of restorative justice, that provide  
 2 alternatives to prosecution and incarceration for criminal offenders who abuse  
 3 alcohol or other drugs, and that may involve the operation of a drug court. The office  
 4 shall make the grants from the appropriations under s. 20.505 (6) (b), (j), and (ku).  
 5 The office shall collaborate with the departments of corrections and health services  
 6 in establishing this grant program." ✓

7 **History:** 1987 a. 27; 1989 a. 31, 122; 1991 a. 39; 1993 a. 193; 1997 a. 252; 1999 a. 9 ss. 110, 110j, 2294m; 2001 a. 16 ss. 3349d, 3350, 3351d; 2003 a. 33 ss. 230, 1159, 1161, 1163, 1165; 2005 a. 25, 60, 433; 2007 a. 20 ss. 123 to 125g, 3126 to 3128, 9121 (6) (a); 2007 a. 79, 96; 2009 a. 28.

(END)

# Page 6, line 10 delete "SECTION 1" and substitute "SECTION 1m" ✓



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBa1118/1

RPN: ^:...

NOW

jld + wlj

SENATE AMENDMENT,  
TO SENATE SUBSTITUTE AMENDMENT 2,  
TO 2009 SENATE BILL 66

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 2, line 9: after "intoxicated," insert "drug courts,".

3 2. Page 6, line 1: before that line insert:

4 "SECTION 1c. 16.964 (12) (a) (intro.) of the statutes is amended to read:

5 16.964 (12) (a) (intro.) In this subsection, "violent" ← scored colon

6 4. "Violent offender" means a person to whom one of the following applies:

History: 1987 a. 27; 1989 a. 31, 122; 1991 a. 39; 1993 a. 193; 1997 a. 252; 1999 a. 9 ss. 10, 110j, 2294m; 2001 a. 16 ss. 3349d, 3350, 3351d; 2003 a. 33 ss. 230, 1159, 1161, 1163, 1165; 2005 a. 25, 60, 433; 2007 a. 28 ss. 123 to 125g, 3126 to 3128, 9121 (6) (a); 2007 a. 79, 96; 2009 a. 28.

7 SECTION 1c. 16.964 (12) (a) 1. and 2. of the statutes are renumbered 16.964 (12)

8 (a) 4. a. and b.

9 SECTION 1f. 16.964 (12) (a) 3 of the statutes is created to read:

10 16.964 (12) (a) 3. "Drug court" means a court that diverts substance abusing  
11 persons who are not violent offenders from prison and jail into treatment by

(a)

or

1 increasing direct supervision of the person, coordinating public resources, providing  
2 intensive community-based treatment, and expediting case processing.

3 SECTION 1h. 16.964 (12) (b) of the statutes is amended to read: *as affected by 2009 Wisconsin Act 28,*

4 16.964 (12) (b) The office shall make grants to counties to enable them to  
5 establish and operate programs, including suspended and deferred prosecution  
6 programs and programs based on principles of restorative justice, that provide  
7 alternatives to prosecution and incarceration for criminal offenders who abuse  
8 alcohol or other drugs, and that may involve the operation of a drug court. The office  
9 shall make the grants from the appropriations under s. 20.505 (6) (b), (j), and (ku).  
10 The office shall collaborate with the departments of corrections and health services  
11 in establishing this grant program.”

History: 1987 a. 27; 1989 a. 31, 122; 1991 a. 39; 1993 a. 193; 1997 a. 252; 1999 a. 9 ss. 110, 110j, 2294m; 2001 a. 16 ss. 3349d, 3350, 3351d; 2003 a. 33 ss. 230, 1159, 1161, 1163, 1165; 2005 a. 25, 60, 433; 2007 a. 20 ss. 123 to 125g, 3126 to 3128, 9121 (6) (a); 2007 a. 79, 96; 2009 a. 28.

12 3. Page 6, line 1: delete “SECTION 1” and substitute “SECTION 1m”.

13 4. Page 7, line 13: after that line insert:

14 “SECTION 3m. 302.113 (2) (b) 6. of the statutes is amended to read: *as created by 2009 Wisconsin Act 28,*  
15 302.113 (2) (b) 6. A violent offender, as defined in s. 16.964(12) (a) 4.”

History: 1997 a. 283; 2001 a. 16, 109; 2003 a. 33; 2005 a. 42; 2009 a. 28.

16 (END)